

RUST CONSTRUCTORS, INC.

SUBCONTRACT # 37602-SUB-003, Modification No. 8

Client/Prime Contract/Task Order**RUST Numbers:**

Client: U.S. Army Corp of Engineers Omaha District
 Prime contract #: W9128F20D0008/Task Order #:
 W9128F20F0155
 Prime contract (task order) pricing: Cost Plus

Project #: 37602
 Vendor #:
 FCAP Reference #:

Subcontractor:**Issued By:**

Hendrickson Transportation, LLC
 Address: 2762 310th Street
 City, State, ZIP: Hamburg, IA 51640-5069
 Attn: Darin Henrickson, President
 Phone: 712-382-1505
 E-Mail: darinh@hendricksonent.com

Rust Constructors, Inc.
 7601 Technology Way, Ste 100
 Denver, CO 80237
 Attn: Michelle DeVette
 Phone: 303-513-2172
 E-Mail: michelle.devette@shimmick.com

Period of Performance:**Price****Payment Terms:**

From: June 19, 2020
 To: January 15, 2022

\$71,082,747.31

Article 6

Refer to page 2 for description of this Modification No. 8**TABLE OF CONTENTS**

This agreement ("Subcontract" or "Agreement") between the parties, when referenced herein shall be deemed to include the documents referenced in the Table of Contents below:

Signature Form (this page)

Subcontract Agreement
 Appendix A – Special Provisions
 Appendix B – Supplemental Prime Contract Terms and Conditions
 Appendix C – Statement/Scope of Work
 Appendix D – Pricing/Fee Schedule of Values
 Appendix E – Waivers and Releases
 Appendix F – AECOM Subconsultant Anti-Bribery Corruption Compliance
 Appendix G - Project Controls Requirements
 Appendix H – Pay Application
 Appendix I – Davis Bacon Wage Determination

This subcontract/order is certified for national defense use and you are required to follow all provisions of the Defense Priorities and Allocation System (15 CFR 700). This subcontract is rated as Not Rates.

The effective date of this Subcontract is the date of the last signature below.

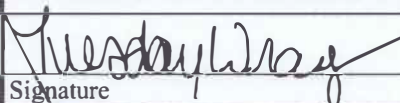
By signing this agreement, Supplier hereby certifies that the small business size category(ies) indicated on the provided

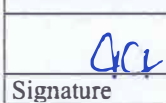
☐ P2[DCS]-003-FM7, 8 or 9 X SAM.gov Reps & Certs dated Nov. 13, 2019 ☐ P2[DCS]-003-FM6 dated June 04, 2020 are current, accurate, and complete as of the time of this award.

By signing this agreement (in cases where the subcontract value is greater than \$35,000 and is not considered a commercial item), the subcontractor certifies that neither the subcontractor nor its principals is/are debarred, suspended, or proposed for debarment by the Federal Government as of the date of the subcontractor's execution of this Agreement.

The parties acknowledge that there has been an opportunity to negotiate the terms and conditions of this Subcontract and agree to be bound accordingly.

HENDRICKSON TRANSPORTATION, LLC.**RUST CONSTRUCTORS, INC.**

 4/19/2022
 Signature Date

 4/19/22
 Signature Date

Tuesday Wray
 Printed Name

JJ Johnson
 Printed Name

COO
 Printed Title

Project Manager
 Printed Title

This modification to subcontract is issued to amend the scope as follows:

- 1) Amend Exhibit D – Schedule of Values (equipment rate sheet) to incorporate additional rates into the rate sheet. Most of the rates were previously added to subcontract via previous amendments; however, the individual rates were not incorporated into the rate sheet. The rates added which are new are specific to the bucket and tamper rental and the rental repairs scope.
- 2) Increase subcontract total by \$8,119.40 for the bucket and tamper rental and the rental repairs scopes.

Hendrickson				
Item Description	Quantity	Unit	Unit Rate	Extension
Skeleton Bucket	1	Monthly	\$940.00	\$940.00
HP210 Compactor (Tamper)	1	Monthly	\$2,100.00	\$2,100.00
Handling Fee for Bucket & Tamper	1	LS	\$309.17	\$309.17
Tax on HP210 Compactor	1	EA		\$51.70
Bucket & Tamper Subtotal				\$3,400.87
Rental Repairs by Hendrickson	Quantity	Unit	Unit Rate	Extension
3/4" fittings	4	EA	\$5.99	\$23.96
3/4" wrencher	2	EA	\$10.95	\$21.90
Belt	2	EA	\$20.34	\$40.68
Welding Gas (acetylene)	1	EA	\$35.00	\$35.00
Howes Diesel Treatment	1	EA	\$15.99	\$15.99
OffSite Labor	20	HR	\$150.00	\$2,925.00
OnSite Labor	8	HR	\$207.00	\$1,656.00
Rental Repairs Subtotal				\$4,718.53
Total				\$8,119.40

- 3) Update the Period of Performance end date to reflect the final date of services provided.

All other terms and conditions of the subcontract remain unchanged.

Original:	\$2,762,298.39
Amendment 1:	\$0.00
Amendment 2:	\$11,959,699.23
Amendment 3:	\$17,147,093.74
Amendment 4:	\$27,820,962.55
Amendment 5:	\$11,384,574.00
Amendment 6:	\$0.00
Amendment 7:	\$0.00
Amendment 8:	\$8,119.40
New Total:	\$71,082,747.31

Appendix D - Master Rate Sheet / Schedule of Values - Sub Amend 8 Equipment descriptions shown are used to generally describe the type of equipment assigned to that billing code. The actual make, model and capacity may vary dependent on equipment availability, but will be of similar or higher specifications. In addition, it will be billed at the same or lower hourly rate.			
Billing Code	Description	Expanded Description	Hendrickson Hourly Rates
E001	Dozer - CAT D-5M, JD 700, KOM 41 with Aggregate Spreader Attachment 10' W	TRACTOR, CRAWLER (DOZER), 110 HP, LOW GROUND PRESSURE W/3.37 CY SEMI-U BLADE	186.00
E002	Dozer - CAT D 6N, JD 750 - LGP, KOM 61 - Approximate - 150 hp	TRACTOR, CRAWLER (DOZER), 140 HP, LOW GROUND PRESSURE W/4.84 CY ANGLE BLADE	186.00
E003	Dozer - CAT D 6N, JD 750 - LGP, KOM 61 - Approximate - 150 hp - LGP WITH GPS	TRACTOR, CRAWLER (DOZER), 140 HP, LOW GROUND PRESSURE W/4.84 CY ANGLE BLADE	190.00
E004	Dozer - CAT D 6T, JD 850, KOM 65 - LGP - Approximate - 200 hp	TRACTOR, CRAWLER (DOZER), 185 HP, LOW GROUND PRESSURE W/7.44 CY SEMI-U BLADE	210.00
E005	Dozer - CAT D 6T, JD 850, KOM 65 - LGP - Approximate - 200 hp - LGP WITH GPS	TRACTOR, CRAWLER (DOZER), 185 HP, LOW GROUND PRESSURE W/7.44 CY SEMI-U BLADE	214.00
E006	Dozer - CAT 7R, JD 950, KOM 85 - LGP - Approximate - 240 hp	TRACTOR, CRAWLER (DOZER), 240 HP, LOW GROUND PRESSURE W/7.70 CY STRAIGHT BLADE	270.00
E009	Dozer - CAT D 8T, JD 950, KOM 155 WITH GPS Approximate - 300 hp	TRACTOR, CRAWLER (DOZER), 310 HP, POWERSHIFT, LOW GROUND PRESSURE, W/15.3 SEMI-U BLADE	316.00
E010	Excavator - CAT 320D, JD 200, KOM 200 WITH THUMB -Approximate 44,000 LBS	HYDRAULIC EXCAVATOR, CRAWLER, 43,800 LBS, 1.50 CY BUCKET, 21.75' MAX DIGGING DEPTH WITH HYDRAULIC EXCAVATOR, ATTACHMENT, MATERIAL HANDLING, 0.75 CY BUCKET, W/TIPS	172.00
E011	Excavator - CAT 330, JD 350, KOM 350 - Approximate 75,000 to 80,000 LBS	HYDRAULIC EXCAVATOR, CRAWLER, 77,800 LBS, WITH MAX CAPACITY CY BUCKET, 24.58' MAX DIGGING DEPTH	205.00
E012	Excavator - CAT 345EL, JD 450, KOM 450 - Approximate 100,000 LBS	HYDRAULIC EXCAVATOR, CRAWLER, 101,900 LBS, WITH MAX CAPACITY CY BUCKET, 25.58' MAX DIGGING DEPTH	232.00
E015+A40	Loaders - CAT 950	LOADER, FRONT-END, WHEELED, 3.5 CY BUCKET, ARTICULATED 4X4,	210.00
E019	Motorgrader - CAT C14-M	GRADER, MOTOR, ARTICULATED, 6X4, 14' BLADE W/7 SHANK RIPPER	210.00
E020	Roller - 815 Sheepsfoot	ROLLER, STATIC, VIBRATORY, LANDFILL/SOIL COMPACTOR, SHEEPSFOOT, 4X4, 23 TON, 56" DIA, 14.25' WIDTH PER 2-PASS, W/BLADE	205.00
E021	Roller - Sheepsfoot - 84" with Cab	ROLLER, VIBRATORY, SELF-PROPELLED, SINGLE DRUM, PAD FOOT, 12.5 TON, 84" WIDE, 3X2 SOIL COMPACTOR	177.00
E022	Smooth Drum Roller - 84" with Cab	ROLLER, VIBRATORY, SELF-PROPELLED, SINGLE DRUM, SMOOTH, 12.2 TON, 84" WIDE, 3X2, SOIL COMPACTOR	177.00
E029	Tractor - 425 HP with Single Scraper	TRACTOR, WHEEL AGRICULTURAL, ARTICULATED, 4X4, PTO, 3 POINT HITCH	256.00
E030	Tractor - 450 HP with Single Scraper	TRACTOR, WHEEL AGRICULTURAL, ARTICULATED, 4X4, PTO, 3 POINT HITCH	256.00
E031	Tractor - 500 HP with Single Scraper	TRACTOR, WHEEL AGRICULTURAL, ARTICULATED, 4X4, PTO, 3 POINT HITCH	260.00
E032	Tractor - 550 HP with Single Scraper	TRACTOR, WHEEL AGRICULTURAL, ARTICULATED, 4X4, PTO, 3 POINT HITCH	260.00
E033	Tractor - 425 hp with Single Scraper (CHALLENGER)	TRACTOR, WHEEL AGRICULTURAL, ARTICULATED, 4X4, PTO, 3 POINT HITCH	270.00
E035	Tractor - 500 hp with Single Scraper (CHALLENGER)	TRACTOR, WHEEL AGRICULTURAL, ARTICULATED, 4X4, PTO, 3 POINT HITCH	275.00
E036	Tractor - 550 hp with Single Scraper (CHALLENGER)	TRACTOR, WHEEL AGRICULTURAL, ARTICULATED, 4X4, PTO, 3 POINT HITCH	275.00

E038	Tractor - 450 hp with Single Scraper (QUADTRACK)	TRACTOR, WHEEL AGRICULTURAL, ARTICULATED, 4X4, PTO, 3 POINT HITCH	270.00
E039	Tractor - 500 hp with Single Scraper (QUADTRACK)	TRACTOR, WHEEL AGRICULTURAL, ARTICULATED, 4X4, PTO, 3 POINT HITCH	275.00
E040	Tractor - 550 hp with Single Scraper (QUADTRACK)	TRACTOR, WHEEL AGRICULTURAL, ARTICULATED, 4X4, PTO, 3 POINT HITCH	275.00
E041	Tractor - 425 HP with Tandem Scraper (2)	TRACTOR, WHEEL AGRICULTURAL, ARTICULATED, 4X4, PTO, 3 POINT HITCH	280.00
E042	Tractor - 450 HP with Tandem Scraper (2)	TRACTOR, WHEEL AGRICULTURAL, ARTICULATED, 4X4, PTO, 3 POINT HITCH	280.00
E043	Tractor - 500 HP with Tandem Scraper (2)	TRACTOR, WHEEL AGRICULTURAL, ARTICULATED, 4X4, PTO, 3 POINT HITCH	285.00
E044	Tractor - 550 HP with Tandem Scraper (2)	TRACTOR, WHEEL AGRICULTURAL, ARTICULATED, 4X4, PTO, 3 POINT HITCH	285.00
E047	Tractor - 500 hp with Tandem Scrapers (CHALLENGER)	TRACTOR, WHEEL AGRICULTURAL, ARTICULATED, 4X4, PTO, 3 POINT HITCH	305.00
E048	Tractor - 550 hp with Tandem Scrapers (CHALLENGER)	TRACTOR, WHEEL AGRICULTURAL, ARTICULATED, 4X4, PTO, 3 POINT HITCH	305.00
E050	Tractor - 450 hp with Tandem Scrapers (QUADTRACK)	TRACTOR, WHEEL AGRICULTURAL, ARTICULATED, 4X4, PTO, 3 POINT HITCH	300.00
E051	Tractor - 500 hp with Tandem Scrapers (QUADTRACK)	TRACTOR, WHEEL AGRICULTURAL, ARTICULATED, 4X4, PTO, 3 POINT HITCH	305.00
E052	Tractor - 550 hp with Tandem Scrapers (QUADTRACK)	TRACTOR, WHEEL AGRICULTURAL, ARTICULATED, 4X4, PTO, 3 POINT HITCH	305.00
E055	Tractor 225 + hp with 16' Box Blade	TRACTOR, WHEEL AGRICULTURAL, ARTICULATED, 4X4	190.00
E056	Tractor 225 + hp with 20' Box Blade	TRACTOR, WHEEL AGRICULTURAL, ARTICULATED, 4X4	195.00
E057	Tractor - 225 + hp with Rome Disc - 36" DIA X 12'W or Larger	TRACTOR, WHEEL AGRICULTURAL, ARTICULATED, 4X4	190.00
E059	Truck, Dump - Articulated - 30 Ton	TRUCK, OFF-HIGHWAY, ARTICULATED FRAME, 17-22 CY, 30 TON, 6X6 REAR DUMP	265.00
E061	Truck, Dump - Articulated - 40 Ton	TRUCK, OFF-HIGHWAY, ARTICULATED FRAME, 21-29 CY, 40 TON, 6X6 REAR DUMP	285.00
E063	Truck, Water, 4000 Gallon (Prime will not provide fuel.)	TRUCK, WATER, 50,000 LBS GVW, 3 AXLE, 6X4 WITH 4000 GAL WATER TANK	186.00
E064	Truck, Water, Off-Highway - 5000 Gallon	TRUCK, WATER, OFF-HIGHWAY, 5,000 GALLONS, W/CAT 613C TRACTOR	193.00
E065	Truck, Water, Off-Highway, 6000 Gallon	TRUCK, WATER, OFF-HIGHWAY, 6,000 GALLONS, W/CAT 621E TRACTOR	200.00
E066	Truck, Water, Off-Highway, 8000 Gallon	TRUCK, WATER, OFF-HIGHWAY, 8,000 GALLONS, W/CAT 631E TRACTOR	205.00
E067	Truck, Highway with Low-Boy Trailer (Prime will not provide fuel and Weston will only pay from pick up to delivery.)	TRUCK, HIGHWAY, 75,000 GVW, 3 AXLE, 6X6 WITH LOW-BOY TRAILER (50 TONS - 3 AXLE)	260.00
E075	Tractor - 600 hp with single 21cy scraper (QUADTRACK)	TRACTOR, WHEEL AGRICULTURAL, ARTICULATED, 4X4, PTO, 3 POINT HITCH	285.00
E076	Tractor - 600 hp with Tandem 21cy scrapers (QUADTRACK)	TRACTOR, WHEEL AGRICULTURAL, ARTICULATED, 4X4, PTO, 3 POINT HITCH	315.00

E081	60 ft long reach Excavator	60 ft long reach Excavator (75000 lb machine)	210.00
E082	Walk Behind Trench Compactor	BOMAG 8500 or equivalent	155.00
E082	JD 323D Skidsteer	Track Skidsteer 14000 lbs with forks	155.00
E083	Night Shift Differential on All Operated Hours	Night Shift Differential	15.00
E087	Tractor - 150+hp with bush hog mower	TRACTOR WHEEL AGRICULTURAL, ARTICULATED	205.00
E088	Tractor with Roller Blade	Tractor with blade including roller behind blade	200.00
E089	Tractor with multi blade leveler	Tractor with multi blade leveler (metal craft)	220.00
E090	Tractor with Side Dump Wagon	Tractor with Side Dump Wagon	310.00
E091	Generator		3.00
E092	Soil Stabilizer	Soil Stabilizer Machine	330.00
E093	Marooka	10-11 ton	200.00
E094	Tractor Only		100.00
L001	On-Site Superintendent (& personal vehicle)	RATE PER HOUR FOR ONE SUPERINTENDENT	150.00
L002	Laborer Rate	RATE PER HOUR FOR ONE GENERAL LABORER	88.00
L003	Foreman	RATE PER HOUR FOR ONE FOREMAN	130.00
L005	Laborer with Pickup and Trailer	RATE PER HOUR FOR ONE LABORER WITH PICKUP AND TRAILER - HT TO PROVIDE FUEL	130.00
L006	Laborer with Pickup Only (no trailer)	RATE PER HOUR FOR ONE LABORER WITH PICKUP ONLY - HT TO PROVIDE FUEL	100.00
L007	Mechanic with Tool Truck	On Site Mechanic with Tool Truck	207.00
	Shop Mechanic (OffSite Labor)	Shop Mechanic (OffSite Labor)	150.00
183216	Skeleton Bucket	Skeleton Bucket *Monthly Rate	940.00
198467	HP210 Compactor (Tamper)	HP210 Compactor (Tamper) *Monthly Rate	2,100.00

	Handling Fee for Bucket & Tamper	Handling Fee for Bucket & Tamper	154.59
	3/4" fittings	3/4" fittings	5.99
	3/4" wrencher	3/4" wrencher	10.95
	Belt	Belt	20.34
	Welding Gas (acetylene)	Welding Gas (acetylene)	35.00
	Howes Diesel Treatment, anit-gel	Howes Diesel Treatment, anit-gel	15.99
	Regular Unleaded Fuel	Regular Unleaded Fuel	2.099
	Diesel Exhaust Fluid (DEF)	Diesel Exhaust Fluid (DEF)	1.43
	Mobile Grease	Mobile Grease	3.57
	DEF 12V Pump	DEF 12V Pump	563.91
	Dyed #2 Dielse	Dyed #2 Dielse	1.963
	10-Wheeler End Dump Truck	10-Wheeler End Dump Truck	110.00
	- Miscellaneous Tools	- Miscellaneous Tools	
	Form Rental	Form Rental	\$4.70
	10 KW 220V Electric Heater	10 KW 220V Electric Heater	\$150.00
	T25 Star Bit	T25 Star Bit	\$0.99
	3-1/2" Torx Bit 25	3-1/2" Torx Bit 25	\$4.29
	#2 Phillips 3-1/2" Bit	#2 Phillips 3-1/2" Bit	\$2.88
	5/16" Mag Nut Driver	5/16" Mag Nut Driver	\$5.75
	7/64" Cobalt Bit	7/64" Cobalt Bit	\$3.16
	1/8" Cobalt Bit	1/8" Cobalt Bit	\$3.35

	4-1/2" Metal Cutoff Wheel	4-1/2" Metal Cutoff Wheel	\$1.75
	4 Pc Pan & Roller Kit	4 Pc Pan & Roller Kit	\$8.92
	3/8" NAP Roller Cover	3/8" NAP Roller Cover	\$2.87
	5-1/2" x 2-3/4" Pointing Trowel	5-1/2" x 2-3/4" Pointing Trowel	\$4.69
	Retractable Utility Knife	Retractable Utility Knife	\$5.69
	8" Square Orange	8" Square Orange	\$3.59
	26" 8 pt Handsaw	26" 8 pt Handsaw	\$8.19
	Wire Brush / Scraper	Wire Brush / Scraper	\$5.49
	Steel Bow Rake	Steel Bow Rake	\$26.09
	6 cf Wheelbarrow	6 cf Wheelbarrow	\$58.99
	1/2 Hp Thermoplastic Pump	1/2 Hp Thermoplastic Pump	\$164.49
	Discharge Hose Kit	Discharge Hose Kit	\$20.59
	- Formwork Supplies	- Formwork Supplies	
	10" SE Snap Ties	10" SE Snap Ties	\$0.70
	10" LE Snap Ties	10" LE Snap Ties	\$0.86
	12" SE Snap Ties	12" SE Snap Ties	\$1.10
	12" LE Snap Ties	12" LE Snap Ties	\$1.02
	14" SE Snap Ties	14" SE Snap Ties	\$1.07
	14" LE Snap Ties	14" LE Snap Ties	\$1.29
	1/8"x2"x20' Sheetmetal Strap	1/8"x2"x20' Sheetmetal Strap	\$9.38
	1/8"x4"x10' Sheetmeal Strap	1/8"x4"x10' Sheetmeal Strap	\$23.70

	1"x2"x16" Wood Form Stake	1"x2"x16" Wood Form Stake	\$0.35
	1"x2"x18" Wood Form Stake	1"x2"x18" Wood Form Stake	\$0.49
	Form Release Oil	Form Release Oil	\$12.92
	- Lumber	- Lumber	
	2"x4"x 92-5/8" Precut Studs	2"x4"x 92-5/8" Precut Studs	\$6.98
	2"x4"x12' Studs	2"x4"x12' Studs	\$9.98
	2"x4"x20' Studs	2"x4"x20' Studs	\$15.31
	2"x6"x20' Studs	2"x6"x20' Studs	\$36.24
	2"x12"x10' Studs	2"x12"x10' Studs	\$21.11
	2"x12"x16' Studs	2"x12"x16' Studs	\$34.98
	3/4" CDX - 4'x8' Plywood Sheets	3/4" CDX - 4'x8' Plywood Sheets	\$37.34
	3/4"x3/4"x10' Chamfer	3/4"x3/4"x10' Chamfer	\$0.12
	Pipe Collar Reinforcing	Pipe Collar Reinforcing	\$0.83
	Headwall Reinforcing	Headwall Reinforcing	\$0.95
	3"x3-1/4" Plastic Chairs	3"x3-1/4" Plastic Chairs	\$0.68
	16 Ga Tie Wire (330')	16 Ga Tie Wire (330')	\$4.36
	- Concrete Supplies	- Concrete Supplies	
	1,200 psi Lean Concrete	1,200 psi Lean Concrete	\$123.00
	4,500 psi Structural Concrete	4,500 psi Structural Concrete	\$139.00
	Mileage Surcharge	Mileage Surcharge	\$2.26
	60# Concrete Mix	60# Concrete Mix	\$4.69

	Portland Cement	Portland Cement	\$17.99
	Lime (Type S)	Lime (Type S)	\$16.99
	Curing Compound	Curing Compound	\$26.81
	- Construction Supplies	- Construction Supplies	
	1-1/4"x12 Hex Metal Washer	1-1/4"x12 Hex Metal Washer	\$0.49
	1-1/4" Drywall Screws	1-1/4" Drywall Screws	\$3.83
	4D Finish Nails	4D Finish Nails	\$3.83
	#10 3-1/2" Screws	#10 3-1/2" Screws	\$6.40
	3" Camo Screws	3" Camo Screws	\$5.99
	2" Torx Screws	2" Torx Screws	\$6.99
	16D Dbl Head Bright Nail (50#)	16D Dbl Head Bright Nail (50#)	\$1.89
	Duct Tape (2"x165')	Duct Tape (2"x165')	\$4.60
	1-1/4" Flex Coupling	1-1/4" Flex Coupling	\$4.29
	Sch 40 PVC Pipe x 10'	Sch 40 PVC Pipe x 10'	\$21.89
	Concrete Pallet	Concrete Pallet	\$17.00

Equipment will not be charged if equipment is not operated.

Equipment will not be charged while down for repairs.

Unoperated Equipment Rate (if equipment is operated by others): Operated rated listed herein minus labor rate of \$88.00
183216 Skeleton Bucket and 198467 HP210 Compactor are monthly rates rather than hourly.